

**THE ROSEN LAW FIRM, P.A.**

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*[Proposed] Lead Counsel for Lead Plaintiff and Class*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

BRICKLAYERS' & ALLIED  
CRAFTWORKERS LOCAL #2 ALBANY,  
NY PENSION FUND, Individually and  
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

NEW ORIENTAL EDUCATION &  
TECHNOLOGY GROUP INC.,  
CHENGGANG ZHOU, MICHAEL  
MINHONG YU, and ZHIHUI YANG,

Defendants.

CASE No.: 1:22-cv-01014-VM

**NOTICE OF MOTION OF ELIAS J.  
ANAISSIE TO: (1) CONSOLIDATE  
RELATED ACTIONS; (2) APPOINT  
LEAD PLAINTIFF; AND (3) APPROVE  
LEAD PLAINTIFF'S SELECTION OF  
COUNSEL**

CLASS ACTION

[Additional caption on next page]

ANDRES MIJARES-ORTEGA, Individually  
and On Behalf of All Others Similarly  
Situating,

Plaintiff,

v.

NEW ORIENTAL EDUCATION &  
TECHNOLOGY GROUP INC.,  
CHENGGANG ZHOU, MICHAEL  
MINHONG YU, and ZHIHUI YANG,

Defendants.

CASE No.: 1:22-cv-01876-VM

CLASS ACTION

**PLEASE TAKE NOTICE** that pursuant to Section 21D of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), Elias J. Anaissie (“Movant”) hereby moves this Court, the Honorable Victor Marrero, United States District Court Judge, on a date and at a time to be designated by the Court, for an Order:

- (a) consolidating the related actions;
- (b) appointing Movant to serve as Lead Plaintiff in this action; and
- (c) approving Movant’s selection of The Rosen Law Firm, P.A. as Lead Counsel for the litigation.

In support of this Motion, Movant submits: (i) the Memorandum of Law dated April 5, 2022 (and exhibits); and (ii) a [Proposed] Order Consolidating Related Actions, Appointing Lead Plaintiff, and Approving Lead Plaintiff’s Selection of Counsel.

Movant is aware of Your Honor's Individual Rule II.A. which generally requires a pre-motion conference prior to filing many motions. Due to the PSLRA's lead plaintiff procedure, however, Movant does not yet know which other entities or persons plan to move for appointment as lead plaintiff until after all the movants have filed their respective motions. As such, Movant respectfully requests that the pre-motion conference requirement be waived. The filing of the lead plaintiff motion will give notice to the other lead plaintiff movants, whose identities Movant cannot know at this time and therefore cannot serve, that other class members have moved for lead plaintiff appointment.

Dated: April 5, 2022

Respectfully submitted,

**THE ROSEN LAW FIRM, P.A.**

/s/ Phillip Kim

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*[Proposed] Lead Counsel for Lead Plaintiff  
and Class*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 5, 2022, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/Phillip Kim